

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Thomas Fred Johnson,

Case No. 16-cv-2381 (WMW/LIB)

Plaintiff,

v.

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

Nancy A. Berryhill, Acting Commissioner
of Social Security,

Defendant.

This matter is before the Court on the June 6, 2017 Report and Recommendation of United States Magistrate Judge Leo I. Brisbois. (Dkt. 18.) No objections to the Report and Recommendation were filed. In the absence of timely objections, the Court reviews a Report and Recommendation for clear error. *See* Fed. R. Civ. P. 72(b) advisory committee's note ("When no timely objection is filed, the court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation."); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Having reviewed the Report and Recommendation, the Court finds no clear error and adopts the Report and Recommendation.

ORDER

Based on the Report and Recommendation and all the files, records and proceedings herein, **IT IS HEREBY ORDERED:**

1. The June 6, 2017 Report and Recommendation, (Dkt. 18), is **ADOPTED**.
2. Plaintiff's motion for summary judgment, (Dkt. 12), is **DENIED**.

3. Defendant's motion for summary judgment, (Dkt. 15), is **GRANTED**.

4. Plaintiff's complaint, (Dkt. 1), is **DISMISSED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: August 9, 2017

s/Wilhelmina M. Wright
Wilhelmina M. Wright
United States District Judge